

**Court of Appeals, State of Michigan**

**ORDER**

People of MI v Rodney Wayne Phillips

Docket No. 289768

LC No. 06-019287-FH

Christopher M. Murray  
Presiding Judge

Kirsten Frank Kelly

Karen M. Fort Hood  
Judges

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The Court orders that the delayed application for leave to appeal is DENIED for lack of merit in the grounds presented.

The motion to remand is DENIED because appellee has failed to demonstrate that the issue should be decided initially by the trial court. MCR 7.211(C)(1)(a)(i).

1



A true copy entered and certified by Sandra Schultz Mengel, Chief Clerk, on

**MAR 18 2009**  
Date

*Sandra Schultz Mengel*  
Chief Clerk